

Senate File 2276 - Introduced

SENATE FILE 2276
BY COMMITTEE ON STATE
GOVERNMENT

(SUCCESSOR TO SSB 3163)

A BILL FOR

1 An Act concerning persons voluntarily excluded from gambling
2 facilities and providing an appropriation.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 99D.7, subsection 23, Code Supplement
2 2011, is amended to read as follows:

3 23. To require licensees to establish a process to allow
4 a person to be voluntarily excluded ~~for life~~ from a racetrack
5 enclosure and all other licensed facilities under this chapter
6 and chapter 99F as provided in this subsection. The process
7 shall provide that an initial request by a person to be
8 voluntarily excluded shall be for a period of five years or
9 life and a subsequent request following the five-year period
10 shall be for life. The process established shall also require
11 that a licensee disseminate information regarding persons
12 voluntarily excluded to all licensees under this chapter and
13 chapter 99F. The state and any licensee under this chapter or
14 chapter 99F shall not be liable to any person for any claim
15 which may arise from this process. In addition to any other
16 penalty provided by law, any money or thing of value that has
17 been obtained by, or is owed to, a voluntarily excluded person
18 by a licensee as a result of wagers made by the person after
19 the person has been voluntarily excluded shall not be paid
20 to the person but shall be credited to the general fund of
21 the state and transferred to the department of public health
22 for purposes of the gambling treatment program established in
23 section 135.150.

24 Sec. 2. Section 99F.4, subsection 22, Code 2011, is amended
25 to read as follows:

26 22. To require licensees to establish a process to allow a
27 person to be voluntarily excluded ~~for life~~ from an excursion
28 gambling boat and all other licensed facilities under this
29 chapter and chapter 99D as provided in this subsection. The
30 process shall provide that an initial request by a person to
31 be voluntarily excluded shall be for a period of five years or
32 life and a subsequent request following the five-year period
33 shall be for life. The process established shall also require
34 that a licensee disseminate information regarding persons
35 voluntarily excluded to all licensees under this chapter and

1 chapter 99D. The state and any licensee under this chapter or
2 chapter 99D shall not be liable to any person for any claim
3 which may arise from this process. In addition to any other
4 penalty provided by law, any money or thing of value that has
5 been obtained by, or is owed to, a voluntarily excluded person
6 by a licensee as a result of wagers made by the person after
7 the person has been voluntarily excluded shall not be paid
8 to the person but shall be credited to the general fund of
9 the state and transferred to the department of public health
10 for purposes of the gambling treatment program established in
11 section 135.150.

12 Sec. 3. GAMBLING SELF-EXCLUSION — REAPPLICATION.

13 1. A person who has been voluntarily excluded for life
14 from a racetrack enclosure, an excursion gambling boat, and
15 all other licensed facilities under Code chapters 99D and 99F
16 pursuant to the process established in Code sections 99D.7 and
17 99F.4 prior to the effective date of this Act may reapply to
18 the licensed facilities to revoke the exclusion, pursuant to a
19 process established by the licensed facilities in accordance
20 with the requirements of the racing and gaming commission. A
21 person may reapply to revoke the voluntary exclusion only if
22 the person has been voluntarily excluded for a period of at
23 least five years.

24 2. Following a revocation of a voluntary exclusion
25 as provided by this section, a subsequent request to be
26 voluntarily excluded shall be for life as provided pursuant
27 to the process described in Code sections 99D.7 and 99F.4, as
28 amended by this Act.

29 EXPLANATION

30 This bill concerns the process by which a person can be
31 voluntarily excluded from a racetrack enclosure under Code
32 chapter 99D and from an excursion gambling boat and all other
33 licensed facilities under Code chapter 99F.

34 The bill provides that an initial request to be voluntarily
35 excluded shall be for a period of five years or for life

1 and a subsequent request by that person after the five-year
2 period shall be for life. Under current law, a request to be
3 voluntarily excluded is for life.

4 The bill also provides that any moneys won by a person
5 voluntarily excluded that are forfeited and credited to the
6 general fund shall be transferred to the department of public
7 health for purposes of the gambling treatment program.

8 The bill also provides that for a person who has been
9 voluntarily excluded for life from a gambling facility prior to
10 the effective date of this bill, the person may reapply to have
11 the exclusion revoked if the person has been excluded for at
12 least five years. The bill provides that if a person revokes
13 their exclusion, a subsequent request for exclusion shall be
14 for life.